CA 2002 (1)

Single Bench

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

Second Appeal No. 54 /2005

SECOND APPEAL UNDER SECTION 100 OF THE CODE OF CIVIL PROCEDURE, 1908

APPELLANTS DEFENDANTS : 1. Forest Department Govt. of Chhattisgarh through Divisional Forest Officer,{General Forest Division}, Raja Talab, Raipur {C.G.}

2. State of Chhattisgarh, through Collector, Raipur {C.G.}

VERSUS

RESPONDENT PLAINTIFF : Satishchandra Shrivastava, S/o Late Rajnikant Shrivastava, Advocate, R/O Rajni Chhaya, Civil Line, Balodabazar, Distt. Raipur {C.G.}

XI-HC-78

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..... S.A. No. 54 / **सन्** 2005

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	19-02-2007 Shri G.D.Vaswani, Govt. Advocate for the appellants/State. Shri Prakash Tiwari, counsel for the respondent. Heard. The appellant is aggrieved by the judgment and decree dated 21-08-2004 in Civil Appeal No.11-A/2003 passed by the IInd Additional District Judge, Baloda Bazar,(C.G.) whereby the judgment and decree dated 25-06-2003 in Civil Suit No.140-A/2002 passed by the Civil Judge Class-I, Baloda Bazar (C.G.) granting compensation of Rs.1,000/- to the plaintiff on account of monkey menace was affirmed. Both the Courts below on proper appreciation of evidence awarded general symbolic damages of Rs.1,000/- to the plaintiff. The defendants had also in para-5(b) of its written statement accepted liability to pay compensation only in cases of serious injury or damage caused to public property by a wild animal. In this view of the matter, no substantial question of law is involved in this appeal. In the result, this appeal is dismissed. There shall be no order as to cost. **Sd/-** **Dilip Raosaheb Deshmukh** **Judge**	

Kr/Tuna

22.2.07